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4-23-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Michael B. McGraw et al.

Serial No.: 09/556,389

Filed: April 24, 2000

For: PORTABLE MUSCLE STIMULATOR
WITH PULSE WIDTH CONTROL



Art Unit: 3762

Examiner: S. Getzow

Atty. Dkt. No.: 000309.00011
MCG/DJE:

April 17, 2001

TC 3700 MAIL ROOM

APR 18 2001

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RESPONSE TO FINAL REJECTION

Box AF

Commissioner for Patents
Washington, D.C. 20231

Sir:

The Final Rejection dated April 11, 2001, has been carefully considered. Reconsideration and withdrawal of the outstanding ground of objection and rejection are respectfully solicited in view of the reissue declaration filed concurrently herewith and the following remarks.

The reissue declaration has been objected to as being unsigned. Claims 43-56 have been rejected on the same ground. In response, a signed reissue declaration is filed herewith. Therefore, the Applicants respectfully submit that the objection and rejection have been overcome.

The Applicants acknowledge with appreciation the indication in the Final Rejection that the art rejection has been overcome.

As all grounds of objection and rejection have been addressed and overcome, withdrawal of the outstanding grounds of objection and rejection is respectfully solicited.

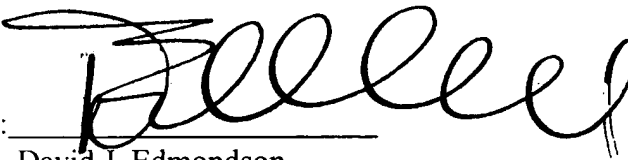
In the event there are any questions relating to this Response or to the application in general, it would be appreciated if the Examiner would telephone the undersigned attorney concerning such questions

so that prosecution of this application may be expedited.

Please charge any shortage of fees or credit any overpayment thereof to BLANK ROME COMISKY & McCAULEY LLP, Deposit Account No. 23-2185 (000309-00011). In the event that a separate Petition for an Extension of Time does not accompany this Amendment, the Applicants herewith petition under 37 C.F.R. §1.136(a) for an extension of time for as many months as are required to render this submission timely. Any fee due is authorized above.

Respectfully submitted,

Michael B. MCGRAW et al.

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